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9 Attorneys for Defendants  
10 CITY AND COUNTY OF SAN FRANCISCO;  
WILLIAM HUGHEN; KEVIN BIRMINGHAM; NATALIA FOSSI  
11 (ERRONEOUSLY SUED AS NATALIA KWAITKOWSKA);  
MAURICIO HERNANDEZ; and JOE DUFFY  
12

13 UNITED STATES DISTRICT COURT  
14 NORTHERN DISTRICT OF CALIFORNIA

15 PATRICK GALLAGHER,

16 Plaintiff,

17 vs.

18 CITY AND COUNTY OF SAN  
FRANCISCO, BERNARD CURRAN,  
19 RODRIGO SANTOS, WILLIAM HUGHEN,  
KEVIN BIRMINGHAM, NATALIA  
20 KWAITKOWSKA, AND JOE DUFFY,

21 Defendant.

Case No. 23-cv-03579-SI (JCS)

**DECLARATION OF MARK LANGAN IN  
SUPPORT OF DEFENDANTS' MOTION FOR  
SUMMARY JUDGMENT (Fed. R. Civ. P. 56)**

Hearing Date: December 5, 2025  
Time: 10:00 a.m.  
Place: Videoconference  
Trial Date: February 17, 2026

## **DECLARATION OF MARK LANGAN**

I, Mark Langan, declare as follows:

1. I am a Senior Information Systems Analyst at San Francisco's Department of Building Inspections ("DBI"). I have been a Senior Information Systems Analyst at DBI since September 2016. I have personal knowledge of the contents of this declaration, and, if called upon to testify, I could and would testify competently to the contents of this declaration.

2. DBI stores all records of permit applications, permit plan reviews, and permit issuances in a system call the Permit Tracking System (“PTS”). DBI’s PTS system is searchable and can determine actions such as scheduling, assigning and resulting building inspections.

3. I conducted a search of DBI permit application number 201810183586 for 200 Naples Street in San Francisco, California.

4. Attached as exhibit A to this declaration is a true and correct copy of a spreadsheet showing the search results I conducted for permit application number 201810183586.

5. In order to create the spreadsheet attached as Exhibit A, I first searched for the inspections associated with the permit in question. For those inspections, I queried our inspections audit table (ISS.ISS\_SECURITIES\_AUDIT) for each of the tables in question for those inspections based on internal key field values found in those tables.

6. There are three primary tables in our database that are used for scheduling, assigning and resulting building inspections – ISS\_SCHEDULE\_INSPECTIONS (used by our inhouse system, inspector and customer web applications and our voice-activated inspection scheduling system to request inspections, ISS\_INSPECTOR\_APPOINTMENTS (used by our inhouse system and inspector web application to schedule the date and time of an inspection, and ISS\_INSPECTION\_ACTIVITIES (used by our inhouse system and inspector web application to record the result of a completed inspection).

7. The “ACTION” column tells us when a particular record was inserted (INS) or updated (UPD).

8. The “ACTION USER” column tells us which user performed the action on a record – SELECTRON indicates that a public user (e.g. contractor) using our voice-activated inspection

1 scheduling system to create or update the record, ONLINEINSP indicates that the record was created  
2 or updated by a user using the inspector web app, otherwise it's one of our inhouse users.

3 9. The "COLUMN NAME" column tells us which database column in the table was  
4 affected.

5 10. "OLD DATA" tells us the original state of the database column, while "NEW DATA"  
6 tells us what the new state of the database column is.

7 11. Based on the data presented in Exhibit A, Joe Duffy did not make any changes to the  
8 inspection that resulted in the CFC issued by Bernie Curran on 08/27/2020.

9  
10 I declare under penalty of perjury under the laws of the United States that the preceding  
11 declaration is true, and that this declaration was executed on November 3, 2025, at San Francisco,  
12 California.

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MARK LANGAN

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# Exhibit A

Permit 201810183586 at 200 Naples

Table/Inspector

Inspection performed by Peter Eisenbeiser on 07/25/2019

	ACTION	ACTION_USER	ACTION_DATE	COLUMN_NAME	OLD_DATA	NEW_DATA
ISS_INSPECTOR_APPOINTMENTS	INS	SELECTION	6/14/2019 8:21	ISS_APPOINTMENT_CODES_ID	7/25/2019 6:29 ISS_APPOINTMENT_CODES_ID	125
	UPD	KMCHUGH	7/25/2019 6:29			
ISS_SCHEDULED_INSPECTIONS	UPD	KMCHUGH	7/25/2019 6:29	ISS_SCHEDULED_INSPECTIONS_ID	7/25/2019 6:29 ISS_SCHEDULED_INSPECTIONS_ID	6886771
	INS	KMCHUGH	7/25/2019 6:29			
ISS_INSPECTION_ACTIVITIES	ACTION	ACTION_USER	ACTION_DATE	COLUMN_NAME	OLD_DATA	NEW_DATA
	INS	ONLINEINSP	7/25/2019 11:31	ONLINEINSP		

Inspection performed by Phil Saunders on 11/14/2019

	ACTION	ACTION_USER	ACTION_DATE	COLUMN_NAME	OLD_DATA	NEW_DATA
ISS_INSPECTOR_APPOINTMENTS	INS	SELECTION	10/4/2019 9:52	ISS_APPOINTMENT_CODES_ID	11/12/2019 20:31 ISS_APPOINTMENT_CODES_ID	125
	UPD	SELECTION	11/12/2019 20:31			
ISS_SCHEDULED_INSPECTIONS	UPD	SELECTION	11/12/2019 20:31	ISS_SCHEDULED_INSPECTIONS_ID	11/12/2019 20:31 ISS_SCHEDULED_INSPECTIONS_ID	7203710
	INS	SELECTION	11/12/2019 20:31			
ISS_INSPECTION_ACTIVITIES	ACTION	ACTION_USER	ACTION_DATE	COLUMN_NAME	OLD_DATA	NEW_DATA
	INS	ONLINEINSP	11/14/2019 12:02	ONLINEINSP		
	UPD	ONLINEINSP	11/14/2019 15:43	ISS_INSPECTION_STATUS_ID		3 14
	UPD	ONLINEINSP	11/14/2019 15:43	DESCRIPTION	I am aware of that special inspections for wood framing not performed roof framing not in compliance with approved plans	Corrections: repair all dry rot & damaged exterior siding on west side of property

Inspection performed by Bill Walsh on 01/30/2020

	ACTION	ACTION_USER	ACTION_DATE	COLUMN_NAME	OLD_DATA	NEW_DATA
ISS_INSPECTOR_APPOINTMENTS	INS	MTESFAYE	1/21/2020 10:09	ISS_APPOINTMENT_CODES_ID	1/28/2020 16:21 ISS_APPOINTMENT_CODES_ID	125
	UPD	SELECTION	1/28/2020 16:21			
ISS_SCHEDULED_INSPECTIONS	UPD	SELECTION	1/28/2020 16:21	ISS_SCHEDULED_INSPECTIONS_ID	1/28/2020 16:21 ISS_SCHEDULED_INSPECTIONS_ID	7337673
	INS	SELECTION	1/28/2020 16:21			
ISS_INSPECTION_ACTIVITIES	ACTION	ACTION_USER	ACTION_DATE	COLUMN_NAME	OLD_DATA	NEW_DATA
	INS	ONLINEINSP	1/30/2020 11:05	ONLINEINSP		

Inspection performed by Bernie Curran on 08/27/2020

	ACTION	ACTION_USER	ACTION_DATE	COLUMN_NAME	OLD_DATA	NEW_DATA
ISS_INSPECTOR_APPOINTMENTS	INS	ONLINEINSP	8/27/2020 10:22	ISS_APPOINTMENT_CODES_ID	8/27/2020 10:22 ISS_APPOINTMENT_CODES_ID	166
	UPD	ONLINEINSP	8/27/2020 10:22			
ISS_SCHEDULED_INSPECTIONS	UPD	ONLINEINSP	8/27/2020 10:22	ISS_SCHEDULED_INSPECTIONS_ID	8/27/2020 10:22 ISS_SCHEDULED_INSPECTIONS_ID	7639484
	INS	ONLINEINSP	8/27/2020 10:22			
ISS_INSPECTION_ACTIVITIES	ACTION	ACTION_USER	ACTION_DATE	COLUMN_NAME	OLD_DATA	NEW_DATA
	INS	ONLINEINSP	8/27/2020 12:43	ONLINEINSP		

Inspection performed by Thomas Keane on 05/17/2021

	ACTION	ACTION_USER	ACTION_DATE	COLUMN_NAME	OLD_DATA	NEW_DATA
ISS_INSPECTOR_APPOINTMENTS	INS	AGEE	5/10/2021 10:11	ISS_APPOINTMENT_CODES_ID	5/17/2021 9:32 ISS_APPOINTMENT_CODES_ID	166
	UPD	ONLINEINSP	5/17/2021 9:32			
ISS_SCHEDULED_INSPECTIONS	UPD	ONLINEINSP	5/17/2021 9:32	ISS_SCHEDULED_INSPECTIONS_ID	5/17/2021 9:32 ISS_SCHEDULED_INSPECTIONS_ID	7965783
	INS	ONLINEINSP	5/17/2021 9:32			
ISS_INSPECTION_ACTIVITIES	ACTION	ACTION_USER	ACTION_DATE	COLUMN_NAME	OLD_DATA	NEW_DATA
	INS	ONLINEINSP	5/17/2021 9:55	ONLINEINSP		